

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

*In re* Application of

Tremblay *et al.*

Serial No. 09/904,568

Filing Date: July 16, 2001

)  
Group Art Unit: 1635  
)  
Examiner: James Schultz  
)  
)  
Docket No. 04780.00001

For: ***HCaRG*, A Novel Calcium-Regulated Gene Coding for a Nuclear Protein**

## **STATUS INQUIRY**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Almost two months have passed since Applicants' representative was informed that a new non-final Office Action would be mailed. A Notice of Appeal and the requisite fee were filed on July 9, 2003, a copy of which is attached hereto for the Examiner's convenience. Applicants respectfully request the status of the application, including an indication of when the next action will be mailed.

Respectfully submitted,

By: Michelle Holmes-Son  
Registration No. 47,660

Date: October 31, 2003

Banner & Witcoff, Ltd.  
1001 G Street, NW  
Washington, DC 20001  
202-824-3000

NOV 03 2003

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Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 09/904,568

Filing Date July 16, 2001

First Name Inventor Johanne Tremblay

Group Art Unit 1635

Examiner Name J. Schultz

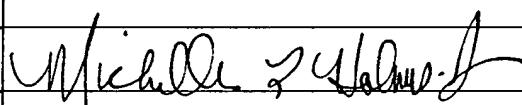
Attorney Docket Number 04780.00001

## ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		Remarks
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

**COPY**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Michelle L. Holmes-Son, Reg. No. 47,660
Signature	
Date	July 9, 2003

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

Typed or printed name		
Signature		Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 420)

## METHOD OF PAYMENT (check all that apply)

 Check    Credit card    Money    Other    None  
 Deposit Account

Deposit Account Number

19-0733

Deposit Account Name

Banner &amp; Witcoff, Ltd.

The Commissioner is authorized to: (check all that apply)  
 Charge fee(s) indicated below    Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee  
 to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

## Large Entity   Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$ 0)

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	0		0
Multiple Dependent	0		0

## Large Entity   Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ 0)

\*\*or number previously paid, if greater; For Reissues, see above

## Complete if Known

Application Number	09/904,568
Filing Date	July 16, 2001
First Named Inventor	Tremblay et al
Examiner Name	J. Schultz
Art Unit	1635
Attorney Docket No.	04780.00001

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## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65
1052	50	2052	25
1053	130	1053	130
1812	2,520	1812	2,520
1804	920*	1804	920*
1805	1,840*	1805	1,840*
1251	110	2251	55
1252	410	2252	205
1253	930	2253	465
1254	1,450	2254	725
1255	1,970	2255	985
1401	320	2401	160
1402	320	2402	160
1403	280	2403	140
1451	1,510	1451	1,510
1452	110	2452	55
1453	1,300	2453	650
1501	1,300	2501	650
1502	470	2502	235
1503	630	2503	315
1460	130	1460	130
1807	50	1807	50
1806	180	1806	180
8021	40	8021	40
1809	750	2809	375
1810	750	2810	375
1801	750	2801	375
1802	900	1802	900

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 420)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Michelle L. Holmes-Son	Registration No. Attorney/Agent)	47,660	Telephone	(202) 824-3220
Signature				Date	July 9, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form.  
 Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231



PATENT  DESIGN B&W Ref. 004780 00001 Date 7-9-03

HAND CARRY Group/Section \_\_\_\_\_ Bldg \_\_\_\_\_ Rm \_\_\_\_\_  
Serial/Patent No. 099904,568 Atty/Sec. MHS/SET  
Inventor Johanne Tremblay et al. Gaudreau Gage Dubuc  
Title ITCALG, A Novel Calcium -Regulated Gene Coding For a Nuclear Protein

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:

total pp Spec., including # of Claims \_\_\_\_\_  
(# of independent claims \_\_\_\_\_):  Abstract

Drawings :  Formal  Informal  
# of distinct sheets \_\_\_\_\_ : Figs. \_\_\_\_\_

Declaration/Power of Attorney :  Executed  Unexecuted

Assignment w/PTO Cover Sheet

IDS w/PTO 1449  References  w/Fee

Preliminary Amendment

Priority Claim (Foreign or U.S. Provisional) B&W # \_\_\_\_\_

Sequence Listing :  Diskette  Paper

Amendment  Response : OA did

Petition for Extension of Time until 7-9-2003

CPA  RCE  w/Ext of Time : OA did

Request for Approval of Drawing Changes

Notice of Appeal & Fee

Brief :  Appeal & Fee  Reply

Request for Oral Hearing

Issue Fee  Advance Patent Copies (# ordered \_\_\_\_\_)

Notice of Allowance dtd \_\_\_\_\_

Amendment under 37 CFR 1.312

Request for Certificate of Correction

Transmittal  Fee Transmittal w/Auth. to Charge Deposit Acc.

Certificate of Mailing

Check # \_\_\_\_\_ for \$ \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Country Appl. # Date  
 w/Foreign Priority Document(s)

Application :  CIP  Continuation  Divisional  
Parent Ser. No. \_\_\_\_\_ B&W # \_\_\_\_\_

U.S. Provisional \_\_\_\_\_ pp Spec/Claims; Cover Sheet

Response to Missing Parts/Requirements dtd \_\_\_\_\_

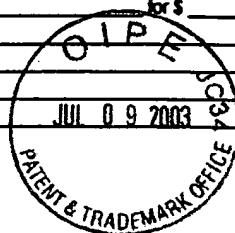
Response to Notice to File Corrected Appln. Papers dtd \_\_\_\_\_

Request for Expedited Foreign Filing License

Request for Corrected :  Filing Receipt  Assignment

Response to Restriction/Election Requirement

17



B&W Rev 501

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